

REMARKS

Claims 1-24 are pending in the application. Claims 1, 14, 17, and 24 have been amended and claim 13 has been canceled, leaving claims 1-12 and 14-24 for consideration upon entry of the present Amendment. As will be discussed in detail below, it is believed that the application is in condition for allowance.

Applicant appreciates the Examiner's indication that claims 8, 10-18, and 21 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Applicant has amended claims 1 and 24 to include the limitation of claim 13. As such, claim 13 has been canceled. In addition, claims 14 and 17 were amended to change the dependency of those claims to claim 1. Accordingly, Applicant submits that claims 1 and 24 are allowable claims. In addition, because claims 2-12 and 14-23 include all of the limitations of claim 1, those claims are also allowable claims.

In addition, attached hereto is a marked-up version of the changes made to the application. The attached page is captioned "**Version with Markings to Show Changes Made.**"

In view of the foregoing, it is respectfully submitted that the instant application is in condition for allowance. Accordingly, it is respectfully requested that this application be allowed and a Notice of Allowance issued. If the Examiner believes that a telephone conference with Applicant's attorneys would be advantageous to the disposition of this case, the Examiner is cordially requested to telephone the undersigned.

In the event the Commissioner of Patents and Trademarks deems additional fees to be due in connection with this application, Applicant's attorney hereby authorizes that such fee be charged to Deposit Account No. 06-1130.

Respectfully submitted,

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VERSION WITH MARKINGS TO SHOW CHANGES MADE**IN THE CLAIMS:**

Please amend claims 1, 14, 17, and 24 in "marked up" format, as follows:

1. (Marked up/Amended) An assembly for use as, or forming an accessory for, a water feature comprises:

a water reservoir;

a pump is disposed in the water reservoir for recycling water recycled therein, in use, around at least part of the assembly; and

at least one planter having a drainage passage,

characterised in that wherein the drainage passage extends through the water reservoir and isolates therefrom liquid draining from the planter, in use.

14. (Marked up/Amended) An assembly as claimed in Claim 131, wherein water pumped by the pump, in use, is supplied by means of a pipe connected to the pump to an ornamental member.

17. (Marked up/Amended) An assembly as claimed in Claim 131, wherein electrical flex of the pump extends out of the assembly through an opening defined by an upstanding projection extending above the level of water in the water reservoir.

24. (Marked up/Amended) An assembly for use as, or forming an accessory for, a water feature comprises:

a water reservoir;

a pump is disposed in the water reservoir for recycling water recycled therein, in use, around at least part of the assembly; and

at least one planter having a drainage passage,

characterised in that wherein the drainage passage isolates from the water reservoir liquid draining from the planter, in use.